

AMENDED IN ASSEMBLY AUGUST 21, 2006

AMENDED IN SENATE MAY 3, 2006

AMENDED IN SENATE APRIL 17, 2006

AMENDED IN SENATE MARCH 30, 2006

**SENATE BILL**

**No. 1442**

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**Introduced by Senator Escutia**

February 22, 2006

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An act to amend *and repeal* Section 52244 of the Education Code, relating to pupil instruction.

LEGISLATIVE COUNSEL'S DIGEST

SB 1442, as amended, Escutia. Schools: examination fees.

Existing law establishes a 5-year pilot grant program, administered by the State Department of Education, for the purpose of awarding grants to cover the costs of advanced placement examination fees. Existing law authorizes school districts to apply to the department for grant funding under the program based on the number of economically disadvantaged pupils in the district who will take the next offered advanced placement examinations. Existing law repeals those provisions on January 1, 2008.

This bill would amend the program to authorize the department to award grants to cover the costs of International Baccalaureate examination fees, as specified, *in addition to the costs of advanced placement examination fees for certain eligible high school pupils, as defined. The bill would require funding priority be given to advanced placement examination fees if there is insufficient funding allocated to the grant program in a given fiscal year. The bill would require the department to make every effort to obtain and allocate federal funding*

*for the purposes of the program prior to expending any state funds and require all federal and state funds obtained by the department for the purposes of the program to be expended for those purposes only and prohibit those funds from being used to fund any other program.* The bill would also extend the repeal date of the program to January 1, 2013.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 52244 of the Education Code is  
2 amended to read:

3 52244. (a) There is hereby established a grant program for  
4 the purpose of awarding grants to cover the costs of advanced  
5 placement *fees* or International Baccalaureate examination fees,  
6 or both ~~fees~~, *for eligible economically disadvantaged high school*  
7 *pupils*. The department shall administer this program.

8 (b) An “*eligible economically disadvantaged high school*  
9 *pupil*” means a pupil who is either from a family whose  
10 household annual income is below 200 percent of the federal  
11 poverty level or a pupil who is eligible for a federal free or  
12 reduced price meal program.

13 ~~(b)~~

14 (c) Any school district may apply to the department for grant  
15 funding pursuant to this section, based on the number of  
16 economically disadvantaged pupils in the district enrolled in  
17 advanced placement courses who will take the next offered  
18 advanced placement examinations. A school district that applies  
19 to the department for this purpose shall designate school district  
20 staff to whom pupils may submit applications for grants and shall  
21 institute a plan to notify pupils of the availability of financial  
22 assistance pursuant to this section. Grants shall be expended only  
23 to pay the fees required of ~~pupils~~ *eligible economically*  
24 *disadvantaged high school pupils* to take an advanced placement  
25 or International Baccalaureate examination, *or both*.

26 ~~(c)~~

27 (d) Any *eligible* economically disadvantaged *high school* pupil  
28 who is enrolled in an advanced placement or International  
29 Baccalaureate course, *or both*, may apply to the designated

1 school district staff for a grant pursuant to this section. A pupil  
2 who receives a grant shall pay five dollars (\$5) of the  
3 examination fee.

4 ~~(d)~~

5 (e) School districts and county superintendents of schools may  
6 join together and form collaboratives or consortia in order to  
7 participate in the grant program established by this section.

8 ~~(e)~~

9 (f) Grants provided pursuant to this section may not be used to  
10 supplant fee waivers available to low-income pupils who take  
11 advanced placement or International Baccalaureate examinations.

12 ~~(f)~~

13 (g) If the total school district applications exceed the total  
14 funds available pursuant to this section, the department shall  
15 prorate the grants based upon the ratio of the total amount  
16 requested to the total amount budgeted by the state for this  
17 purpose. *Funding priority shall be given to advanced placement  
18 examination fees if there is insufficient funding allocated for the  
19 grant program in a given fiscal year.*

20 ~~(g)~~

21 (h) To facilitate program administration and school district  
22 reimbursement, the department may enter into a contract with the  
23 provider of advanced placement or International Baccalaureate  
24 examinations. For purposes of the contract authorized pursuant to  
25 this subdivision, the department is exempt from the requirements  
26 of Part 2 (commencing with Section 10100) of Division 2 of the  
27 Public Contract Code and from the requirements of Article 6  
28 (commencing with Section 999) of Chapter 6 of Division 4 of the  
29 Military and Veterans Code.

30 (i) *The department shall make every effort to obtain and  
31 allocate federal funding for the purposes of this program prior to  
32 expending any state funds. All state and federal funds obtained  
33 by the department for the purposes of this program shall be  
34 expended for these purposes only and are prohibited from being  
35 used to fund any other program.*

36 ~~(h)~~

37 (j) This section shall remain in effect only until January 1,  
38 2013, and as of that date is repealed, unless a later enacted

- 1 statute, that is enacted before January 1, 2013, deletes or extends
- 2 that date.

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